David M. Maiorana (Ohio Bar No. 0071440) Email: dmaiorana@jonesday.com Calvin P. Griffith (Ohio Bar No. 0039484) Email: cpgriffith@jonesday.com JONES DAY North Point 901 Lakeside Avenue Cleveland, OH 44114-1190 Telephone: (216) 586-3939 Facsimile: (216) 579-0212  Tracy A. Stitt (Washington Bar No. 1015680) Email: tastitl@jonesday.com JONES DAY St Louisiana Avenue, N.W. Washington, D.C. 20001-2113 Telephone: (202) 879-3939 Facsimile: (202) 626-1700  Jacqueline K. S. Lee (CA Bar No. 247705) Email: jkslee@jonesday.com JONES DAY 1755 Embarcadero Road Palo Alto, CA 94303 Telephone: (650) 739-3939 Facsimile: (650) 739-3900  ATTORNEYS FOR DEFENDANTS CANON INC. AND CANON U.S.A., INC.  UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA OAKLAND DIVISION  TECHNOLOGY PROPERTIES LIMITED LLC and MCM PORTFOLIO LLC, Plaintiffs, V. CANON INC., et al., Defendants.  TECHNOLOGY PROPERTIES LIMITED LLC and MCM PORTFOLIO LLC, Plaintiffs, V. FALCON NORTHWEST COMPUTER SYSTEMS, INC., Defendant.		
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LLC and MCM PORTFOLIO LLC, Plaintiffs,  V. CANON INC., et al., Defendants.  TECHNOLOGY PROPERTIES LIMITED LLC and MCM PORTFOLIO LLC, Plaintiffs,  V. FALCON NORTHWEST COMPUTER SYSTEMS, INC., Defendant.		
Plaintiffs, v. CANON INC., et al., Defendants.  TECHNOLOGY PROPERTIES LIMITED LLC and MCM PORTFOLIO LLC, Plaintiffs, v. FALCON NORTHWEST COMPUTER SYSTEMS, INC., Defendant.		Civil Action No. 14-03640 CW
V. CANON INC., et al.,  Defendants.  TECHNOLOGY PROPERTIES LIMITED LLC and MCM PORTFOLIO LLC, Plaintiffs, v. FALCON NORTHWEST COMPUTER SYSTEMS, INC., Defendant.	•	
CANON INC., et al.,  Defendants.  TECHNOLOGY PROPERTIES LIMITED LLC and MCM PORTFOLIO LLC, Plaintiffs, v.  FALCON NORTHWEST COMPUTER SYSTEMS, INC., Defendant.	,	
TECHNOLOGY PROPERTIES LIMITED LLC and MCM PORTFOLIO LLC, Plaintiffs, v. FALCON NORTHWEST COMPUTER SYSTEMS, INC., Defendant.  Civil Action No. 14-03641 CW  Civil Action No. 14-03641 CW  Defendant.		
TECHNOLOGY PROPERTIES LIMITED LLC and MCM PORTFOLIO LLC, Plaintiffs, v. FALCON NORTHWEST COMPUTER SYSTEMS, INC., Defendant.  Civil Action No. 14-03641 CW  Civil Action No. 14-03641 CW  Defendant.	· · · · · · · · · · · · · · · · · · ·	
LLC and MCM PORTFOLIO LLC,  Plaintiffs,  v.  FALCON NORTHWEST COMPUTER SYSTEMS, INC.,  Defendant.	Defendants.	
Plaintiffs, v. FALCON NORTHWEST COMPUTER SYSTEMS, INC., Defendant.	TECHNOLOGY PROPERTIES LIMITED	Civil Action No. 14-03641 CW
v. FALCON NORTHWEST COMPUTER SYSTEMS, INC., Defendant.	LLC and MCM PORTFOLIO LLC,	
FALCON NORTHWEST COMPUTER SYSTEMS, INC., Defendant.	Plaintiffs,	
SYSTEMS, INC.,  Defendant.		
Defendant.		
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CLAIM CONSTRUCTION BRIEF
Civil Action No. 14-03640 CW

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1 2	TECHNOLOGY PROPERTIES LIMITED LLC and MCM PORTFOLIO LLC,	Civil Action No. 14-03643 CW
3	Plaintiffs,	
4	v. HEWLETT-PACKARD COMPANY,	
5	Defendant.	
6	TECHNOLOGY PROPERTIES LIMITED LLC and MCM PORTFOLIO LLC,	Civil Action No. 14-03645 CW
7	Plaintiffs, v.	
8	NEWEGG INC., et al.,	
9	Defendants.	
10	TECHNOLOGY PROPERTIES LIMITED LLC and MCM PORTFOLIO LLC,	Civil Action No. 14-03646 CW
11	Plaintiffs,	
12	v. SEIKO EPSON CORPORATION., et al.,	
13	Defendants.	
14	TECHNOLOGY PROPERTIES LIMITED	Civil Action No. 14-03647 CW
15	LLC and MCM PORTFOLIO LLC, Plaintiffs,	
16	v. SHUTTLE INC., et al.,	
17	Defendants.	
18	DECLARATION OF JACQUE OF DEFENDANTS' CLAIM	
19	<u> </u>	
20	I, Jacqueline K. S. Lee, hereby declare as follows	
21	1. I am an attorney with the law firm	of Jones Day, counsel of record for Defendants
22	Canon Inc. and Canon, U.S.A., Inc.	
23	2. Attached hereto as Exhibit 1 is	a true and correct copy of U.S. Patent No.
24	6,402,558.	
25	3. Attached hereto as Exhibit 2 is	a true and correct copy of U.S. Patent No.
26	7,295,443.	
27	4. Attached hereto as Exhibit 3 is	a true and correct copy of excerpts from the
28	prosecution history of U.S. Patent No. 7,295,443.	LEE DECLARATION ISO DEFENDANTS'
	- 2	CLAIM CONSTRUCTION BRIEF Civil Action No. 14-03640 CW

1	5.	Attached hereto as Exhibit 4 is a true and correct copy of the public version of the
2	Commission	Opinion in ITC Inv. No. 337-TA-841, dated January 9, 2014.
3	6.	Attached hereto as Exhibit 5 is a true and correct copy of U.S. Patent No.
4	7,522,424.	
5	7.	Attached hereto as Exhibit 6 is a true and correct copy of U.S. Patent No.
6	7,719,847.	
7	8.	Attached hereto as Exhibit 7 is a true and correct copy of Order No. 44 in ITC Inv.
8	No. 337-TA-	807, dated August 2, 2012.
9	9.	Attached hereto as Exhibit 8 is a true and correct copy of U.S. Patent No.
10	6,438,638.	
11	10.	Attached hereto as Exhibit 9 is a true and correct copy of Order No. 23 in ITC Inv.
12	No. 337-TA-	841, dated October 4, 2012.
13	11.	Attached hereto as Exhibit 10 is a true and correct copy of excerpts from the
14	prosecution l	nistory of U.S. Patent No. 7,719,847.
15	12.	Attached hereto as Exhibit 11 is a true and correct copy of an excerpt from TPL's
16	Post-Hearing	Reply Brief in ITC Inv. No. 337-TA-841. Defendants have confirmed with TPL
17	that this exce	erpt does not contain confidential information.
18	13.	Attached hereto as Exhibit 12 is a true and correct copy of U.S. Patent No.
19	5,675,628.	
20	14.	Attached hereto as Exhibit 13 is a true and correct copy of U.S. Patent No.
21	5,748,720.	
22	15.	Attached hereto as Exhibit 14 is a true and correct copy of U.S. Patent No.
23	5,815,426.	
24	16.	Attached hereto as Exhibit 15 is a true and correct copy of Global System for
25	Mobile Com	munications ("GSM") 02.17 V8.0.0 (1999-11) Technical Specification.
26	17.	Attached hereto as Exhibit 16 is a true and correct copy of Klaus Vedder & Franz
27	Weikmann, S	Smart Cards – Requirements, Properties, and Applications, in STATE OF THE ART
28	IN APPLIED	CRYPTOGRAPHY 307-331, 308, 322 (1998).  LEE DECLARATION ISO DEFENDANTS'

1	18. Attached hereto as Exhibit 17 is a true and correct copy of Urien, P., Internet Card,
2	a Smart Card as a True Internet Node, in COMPUTER COMMUNICATIONS 23, 1655-66, 1656
3	(2000).
4	19. Attached hereto as Exhibit 18 is a true and correct copy of the Declaration of Dr.
5	Gary S. Tjaden in Response to the August 12, 2012 Declaration of Dale E. Buscaino ("Tjaden
6	Decl.").
7	I declare under penalty of perjury under the laws of the United States of America that the
8	foregoing is true and correct.
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10	Dated: April 23, 2015 /s/ Jacqueline K. S. Lee
11	Jacqueline K. S. Lee
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28	LEE DECLARATION ISO DEFENDANTS'
	LEE DECLARATION ISO DEFENDANTS  CLAIM CONSTRUCTION PRIEF

1	CERTIFICATE OF SERVICE
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3	The undersigned hereby certifies that a copy of the foregoing was served on all counsel of record for all parties of record on April 23, 2015 via the Court's CM/ECF system.
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5	/s/ Gordon M. Fauth, Jr.
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28	LEE DECLARATION ISO DEFENDANTS'
	CLAIM CONSTRUCTION BRIEF - 5 - Civil Action No. 14-03640 CW